EXHIBIT
Blumberg No. 5192
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IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA

MACON COUNTY INVESTMENTS, INC.;
REACH ONE, TEACH ONE
OF AMERICA, INC.,

Plaintiffs,

v.

SHERIFF DAVID WARREN, in his official capacity as the SHERIFF OF MACON COUNTY, ALABAMA,

Defendant.

Case Number: 3:06-CV-224-WKW

MACON COUNTY INVESTMENTS, INC. AND REACH ONE, TEACH ONE OF AMERICA'S RESPONSES TO DEFENDANT'S SECOND REQUEST FOR PRODUCTION

COMES NOW the Plaintiffs and hereby submit these objections and responses to the Defendant's Second Request for Production of Documents:

GENERAL OBJECTIONS

1. The Plaintiffs' objections to Defendant's discovery request are made without waiver of, or prejudice to, any additional objections Plaintiff may make.

2. All such objections are hereby expressly preserved, as is the right to move for a protective order.

3. The Plaintiffs reserve all objections as to admissibility at trial of any information provided.

4. The Plaintiffs object to each and every discovery request to the extent that the information called for, if any, was obtained and prepared in anticipation of litigation or for trial and Defendant has made no showing that he has substantial need for the materials in the

preparation of their case and that he is unable, without undo hardship, to obtain the substantial equivalent of the materials by other means. The Plaintiffs further object to each and every discovery request to the extent that the information called for, if any, is privileged and is not discoverable under Rule 26(b)(3), Federal Rules of Civil Procedure.

5. The Plaintiffs objects to each and every discovery request to the extent that the information called for, if any, is protected from Discovery by the Attorney-Client Privilege.

6. The Plaintiffs object to each and every discovery request to the extent that it seeks information that is equally available to the Defendant and the burden on Defendant to obtain the requested information is no greater than the burden on the Plaintiffs.

7. The Plaintiffs object to each and every discovery request to the extent that it is overly broad, oppressive, unduly burdensome, expensive and beyond the permissible scope of Discovery under Federal Rules of Civil Procedure.

8. The Plaintiffs object to each and every discovery request to the extent that it seeks an answer involving an opinion or contention that relates to fact or the application of law to fact before Discovery has been completed or a pre-trial conference has been conducted.

9. The Plaintiff objects to Defendant's discovery requests to the extent that Defendant's requests exceed the requirements of Rule 33 and 34 of the Federal Rules of Civil Procedure.

10. The Plaintiffs reserves the right to supplement its responses to Defendant's discovery requests upon completion of Discovery.

11. Any response below does not waive any of the aforementioned objections.

REQUEST FOR PRODUCTION

1. Contract between Frank Thomas and MCI for the sale or option to purchase the land for the proposed bingo facility in Macon County.

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague and unduly burdensome, immaterial, and irrelevant. Without waiving the aforementioned objections, Plaintiffs state that all documents in its possession related to this request are produced. The Plaintiffs reserve the right to supplement this response at a later time.

2. Contract between Frank Thomas and/or the Plaintiffs, or either of them, and James Lane.

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague and unduly burdensome, immaterial, and irrelevant. Without waiving the aforementioned objections, Plaintiffs state that all documents in its possession related to this request are produced. The Plaintiffs reserve the right to supplement this response at a later time.

3. Any and all legal bills of the Plaintiffs and/or Frank Thomas from Robert Segall and/or Copeland, Franco, Screws & Gill, LLC from 2003 to the present.

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague and unduly burdensome, immaterial, and irrelevant. Plaintiff objects to this request on the basis of attorney-client privilege and work product.

4. Any and all legal bills of the Plaintiffs or Frank Thomas from Thomas R. DeBray and/or Nabors, Belser & Debray, LLC from 2003 to the present.

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague and

unduly burdensome, immaterial, and irrelevant. Plaintiff objects to this request on the basis of attorney-client privilege and work product.

5. **Any and all legal bills of the Plaintiffs or Frank Thomas from Stanley W. Gregory and/or Bradley, Arant, Rose & White, LLP from 2003 to present.**

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague and unduly burdensome, immaterial, and irrelevant. Plaintiff objects to this request on the basis of attorney-client privilege and work product.

6. **Any and all contracts, consulting agreements, bills and records of payment to Joe Turnham.**

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague and unduly burdensome, immaterial, and irrelevant. Without waiving the aforementioned objections, Plaintiffs state that all documents in its possession related to this request are produced. The Plaintiffs reserve the right to supplement this response at a later time.

7. **All cell phone records of Frank Thomas from November 2003 to present.**

RESPONSE: MCI adopts each and every general objection raised above as if fully set forth herein. Further, MCI objects to this request as it is broad, vague, unduly burdensome, immaterial, and irrelevant.

8. **Copies of all cancelled checks written by Frank Thomas to PAC's into 2006.**

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague, unduly burdensome, immaterial, and irrelevant.

9. **Any and all contracts or purchase agreement between Gaming Capital Group and Frank Thomas, or the plaintiffs, or either of them.**

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague and

unduly burdensome, immaterial, and irrelevant. Without waiving the aforementioned objections, Plaintiffs state that all documents in its possession related to this request are produced. The Plaintiffs reserve the right to supplement this response at a later time.

10. A copy of Promissory Note and all loan documents including any personal guaranty evidencing the $1 million o Frank Thomas from Al Gibbs.

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague and unduly burdensome, immaterial, and irrelevant. Without waiving the aforementioned objections, Plaintiffs state that all documents in its possession related to this request are produced. The Plaintiffs reserve the right to supplement this response at a later time.

11. Contract, consulting agreement and evidence of payment to Donald Watkins.

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague and unduly burdensome. Without waiving the aforementioned objections, Plaintiffs state that it has no such documents in its possession at this time. The Plaintiffs reserve the right to supplement this response at a later time.

12. Copies of all checks issued by Frank Thomas to Reach One, Teach One or plaintiff Walter walker in 2006, including the cashier's checks issued to charities and any reimbursement for travel expenses.

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague and unduly burdensome, immaterial, and irrelevant. Without waiving the aforementioned objections, Plaintiffs state that all documents in its possession related to this request are produced. The Plaintiffs reserve the right to supplement this response at a later time.

13. All minutes of Reach One, Teach One for calendar years 2004, 2005 and

2006.

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague and unduly burdensome. Without waiving the aforementioned objections, Plaintiffs state that it has no such documents in its possession at this time. The Plaintiffs reserve the right to supplement this response at a later time.

14. Copies of all bank statements, checks and records of deposit or withdrawal of Reach One, Teach One at Florida Commerce Bank, Tallahassee, Florida for the past three years.

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague and unduly burdensome, immaterial, and irrelevant. Without waiving the aforementioned objections, Plaintiffs state that all documents in its possession related to this request are produced. The Plaintiffs reserve the right to supplement this response at a later time.

15. Copies of all bank statements, checks and records of deposit of withdrawal of Reach One, Teach One at Maxwell Gunter Federal Credit Union, Montgomery, Alabama for the past three (3) years.

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague and unduly burdensome, immaterial, and irrelevant. Without waiving the aforementioned objections, Plaintiffs state that all documents in its possession related to this request are produced. The Plaintiffs reserve the right to supplement this response at a later time.

16. Copies of all bank statements, checks and records of deposit of withdrawal of any other Reach One, Teach One bank account for the past three (3) years.

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague and

unduly burdensome, immaterial, and irrelevant. Without waiving the aforementioned objections, Plaintiffs state that all documents in its possession related to this request are produced. The Plaintiffs reserve the right to supplement this response at a later time.

17. Copies of all financial reports for Reach One, Teach One within the last five (5) years.

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague and unduly burdensome, immaterial, and irrelevant. Without waiving the aforementioned objections, Plaintiffs state that all documents in its possession related to this request are produced. The Plaintiffs reserve the right to supplement this response at a later time.

18. Copies of vehicle titles of cars given away through Reach One, Teach One within the last five (5) years.

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague and unduly burdensome. Without waiving the aforementioned objections, Plaintiffs state that it has no such documents in its possession at this time. The Plaintiffs reserve the right to supplement this response at a later time.

19. A copy of Form 872-C prepared, submitted, and/or filed by Reach One, Teach One within the last ten (10) years.

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague and unduly burdensome. Without waiving the aforementioned objections, Plaintiffs state that it has no such documents in its possession at this time. The Plaintiffs reserve the right to supplement this response at a later time.

20. A copy of Form 8718 prepared, submitted and/or filed by Reach One, Teach One within the last ten (10) years.

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague and unduly burdensome. Without waiving the aforementioned objections, Plaintiffs state that it has no such documents in its possession at this time. The Plaintiffs reserve the right to supplement this response at a later time.

21. A copy of Form 8717 prepared, submitted and/or filed by Reach One, Teach One within the last ten (10) years.

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague and unduly burdensome. Without waiving the aforementioned objections, Plaintiffs state that it has no such documents in its possession at this time. The Plaintiffs reserve the right to supplement this response at a later time.

22. All photographs, and/or videotapes of Reach One, Teach One programs, accomplishments, activities, or testimonials for the past ten (10) years.

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague and unduly burdensome. Without waiving the aforementioned objections, Plaintiffs state that it has no such documents in its possession at this time. The Plaintiffs reserve the right to supplement this response at a later time.

23. All audio tapes or other recordings of any meeting of Reach One, Teach One for the past ten (10) years.

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague and

unduly burdensome. Without waiving the aforementioned objections, Plaintiffs state that it has no such documents in its possession at this time. The Plaintiffs reserve the right to supplement this response at a later time.

24. A copy of all deeds, closing statements, loan documents, and any other document relating to the purchase by Frank Thomas of 364 acres in Shorter, Alabama including a 1/3 interest in 2002 and a 2/3 interest in 2004.

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague and unduly burdensome, immaterial, and irrelevant. Without waiving the aforementioned objections, Plaintiffs state that all documents in its possession related to this request are produced. The Plaintiffs reserve the right to supplement this response at a later time.

25. Frank Thomas's list or other records of expenses related to the proposed gaming facility in Shorter, Alabama, including all checks, invoices, purchase orders and all other evidence of expenses totaling approximately $1.5 million as testified to in his deposition.

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague and unduly burdensome, immaterial, and irrelevant. Without waiving the aforementioned objections, Plaintiffs state that all documents in its possession related to this request are produced. The Plaintiffs reserve the right to supplement this response at a later time.

26. A copy of all checks of Frank Thomas reflecting contributions to Macon County charities in the last five (5) years.

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague and unduly burdensome, immaterial, and irrelevant.

27. A copy of "black book" of charities received from Tuskegee mayor Johnny

Ford and referred to by Frank Thomas in his deposition.

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague and unduly burdensome, immaterial, and irrelevant. Without waiving the aforementioned objections, Plaintiffs state that all documents in its possession related to this request are produced. The Plaintiffs reserve the right to supplement this response at a later time.

28. Frank Thomas's business calendar for the past three (3) years.

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague, unduly burdensome, immaterial, and irrelevant.

29. Records of all accounts of Frank Thomas at Colonial Bank including check, bank statements, all loan records, promissory notes, mortgages, financial statements and the like for the past five (5) years.

RESPONSE: MCI adopts each and every general objection raised above as if fully set forth herein. Further, MCI objects to this request as it is broad, vague, unduly burdensome, immaterial, and irrelevant.

30. Records of all accounts of Frank Thomas at Aliant Bank including check, bank statements, all loan records, promissory notes, mortgages, financial statements and the like for the past five (5) years.

RESPONSE: MCI adopts each and every general objection raised above as if fully set forth herein. Further, MCI objects to this request as it is broad, vague, unduly burdensome, and irrelevant.

31. Records of all accounts of Frank Thomas at Sterling Bank including check, bank statements, all loan records, promissory notes, mortgages, financial statements and the like for the past five (5) years.

RESPONSE: MCI adopts each and every general objection raised above as if fully set forth herein. Further, MCI objects to this request as it is broad, vague, unduly burdensome, immaterial, and irrelevant.

32. Records of all accounts of Frank Thomas at Wachovia Bank including check, bank statements, all loan records, promissory notes, mortgages, financial statements and the like for the past five (5) years.

RESPONSE: MCI adopts each and every general objection raised above as if fully set forth herein. Further, MCI objects to this request as it is broad, vague, unduly burdensome, and irrelevant.

33. Records of all accounts of Frank Thomas at Bankcorp including check, bank statements, all loan records, promissory notes, mortgages, financial statements and the like for the past five (5) years.

RESPONSE: MCI adopts each and every general objection raised above as if fully set forth herein. Further, MCI objects to this request as it is broad, vague, unduly burdensome, and irrelevant.

34. Copies of all correspondence, including e-mails, between the plaintiffs and/or Frank Thomas.

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague and unduly burdensome. Without waiving the aforementioned objections, Plaintiffs state that it has no such documents in its possession at this time. The Plaintiffs reserve the right to supplement this response at a later time.

35. Copies of all correspondence, including e-mails, between the plaintiffs or either of them, or Frank Thomas and Joe Turnham, James Lane, and Donald Watkins.

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague and

unduly burdensome. Without waiving the aforementioned objections, Plaintiffs state that it has no such documents in its possession at this time. The Plaintiffs reserve the right to supplement this response at a later time.

36. Copies of all Reach One, Teach One checks issued to any charity in the last five (5) years.

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague and unduly burdensome, immaterial, and irrelevant. Without waiving the aforementioned objections, Plaintiffs state that all documents in its possession related to this request are produced. The Plaintiffs reserve the right to supplement this response at a later time.

37. Copies of all bills of the plaintiffs or Frank Thomas, from Jackson Thornton and company relating to the establishment of the bingo gaming facility in Macon County.

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague and unduly burdensome. Without waiving the aforementioned objections, Plaintiffs state that it has no such documents in its possession at this time. The Plaintiffs reserve the right to supplement this response at a later time.

38. Copies of all bills and invoices related to the clearing of the acreage where the proposed facility is to be located.

RESPONSE: Plaintiffs adopt each and every general objection raised above as if fully set forth herein. Further, Plaintiffs object to this request as it is broad, vague and unduly burdensome. Without waiving the aforementioned objections, Plaintiffs state that it has no such documents in its possession at this time. The Plaintiffs reserve the right to supplement this response at a later time.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been served upon all counsel of record via U.S. Mail and hand delivery on this the 10 day of April, 2007.

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